

MAR 28 2008

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## FACSIMILE TRANSMITTAL SHEET

To:  
Examiner Habte MeredFROM:  
Bradley C. WrightCOMPANY:  
USPTODATE:  
March 28, 2008FAX NUMBER:  
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TOTAL NO. OF PAGES (INCLUDING COVER SHEET):

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RE:  
Serial No. 10/663,378*If you do not receive all page(s) or have any problems receiving this transmission, please call:*

NAME: Vicki van de Veerdonk

PHONE: (202)-824-3241

COMMENTS:

PLEASE FORWARD TO EXAMINER HABTE MERED IN PREPARATION FOR THIS MORNING'S  
INTERVIEW IN SERIAL NO. 10/663,378

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**PROPOSED AGENDA FOR INTERVIEW IN 10/663,378**  
**TO BE HELD AT 10:30AM ON MARCH 28,2008**

Dear Examiner Mered:

Here is the proposed agenda for our interview to be held this morning in this case. It is my understanding that the participants will be (1) you; (2) me; (3) your supervisor; and (4) Steven Rogers (the inventor).

1. Brief discussion of problem solved by the invention and video demonstration.
2. Whether Klassen evaluates which of a plurality of "time slots corresponds to favorable network traffic conditions," including the meaning of "time slot" as understood by a person of skill in the art.
3. Whether independent claim 37, which specifically recites evaluating packet statistics for test packets transmitted "over a plurality of time slots corresponding to candidate times during which packets may be transmitted between network endpoints on the network" is shown by Klassen's mention of a "best network time" measurement as alleged on page 4 of the Advisory Action.
4. Whether either Klassen or Barton discloses transmitting packets using favorable time slots that were previously evaluated, and specifically the statement at the top of page 5 of the advisory action that, "Barton in paragraph 86 shows or suggests how the specific time slots are selected tying it to Klassen's method of selecting best network time interval or time slot."
5. Whether Barton, which requires each node to reserve times for packet transmission, is relevant to the claimed invention.